

## **REMARKS/ARGUMENT**

### **Status of Claims**

Claims 1, 3, 5-15, and 17-20 were pending before the present response.

Claims 1, 6, 8, and 17 are amended herein. No new matter is added. The amendments are supported by Applicant's specification as filed, with such support appearing at least at page 23, lines 14 through 17, and page 25, line 21 through page 26, line 18.

No amendment made is related to the statutory requirements of patentability unless expressly stated herein. No amendment is made for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment is made to distinguish over a particular reference or combination of references. Any remarks made herein with respect to a given claim or amendment is intended only in the context of that specific claim or amendment, and should not be applied to other claims, amendments, or aspects of Applicant's invention.

Claims 1, 3, 5-15, and 17-20 are now pending.

### **Double Patenting**

Applicant respectfully requests that the provisional double patenting rejections be withdrawn.

### **Rejections under 35 U.S.C. § 112**

Applicant respectfully requests that the rejections under § 112, first and second paragraphs, be withdrawn, as indicated during the interview on July 9, 2010.

### **Rejections under 35 U.S.C. §§ 102 and 103**

The Examiner has indicated, during the interview on July 9, 2010, that the claims substantially as amended herein are allowable over the cited references.

The claims have been amended, without prejudice or disclaimer, in order to advance prosecution; however, the amendment should not be construed as acquiescence

in the position of the Office Action mailed November 24, 2009, and Applicant reserves the right to pursue previous or other claims in a continuation application.

**Conclusion**

The Examiner has indicated the allowability of the claims with the amendments set forth herein. Applicant respectfully requests that a timely Notice of Allowance be issued in this case. Should the Examiner have any questions, comments, or suggestions, the Examiner is invited to contact the Applicant's undersigned attorney at the telephone number indicated below.

Respectfully submitted,  
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